

REMARKS

Below, the applicant's comments are preceded by related remarks of the examiner set forth in small bold type.

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:**
I. Claims 1-6 and 11-27, drawn to an invention, classified in class 710, subclass 53, pertaining to queue content modification.
II. Claims 7-10, drawn to an invention, classified in class 710, subclass 6 pertaining to I/O command processing, operation scheduling.

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3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

4. During a telephone conversation with Mr. Bing Ai (Reg. No. 43,312) on 04/06/2005 a provisional election was made with traverse to prosecute the invention of group I, claims 1-6 and 11-27. Affirmation of this election must be made by applicant in replying to this Office action.

The applicant elects claims 1-6 and 11-27 without traverse.

6. Claims 1-6, 11-27 are rejected under 35 U.S.C. 103(a) as being unpatentable over US Pat. No. 6,754,751 to Willke.

At the time the claimed invention of the applicant's application was made, Willke and the applicant's application were owned by or subject to an obligation of assignment to Intel Corporation. Willke is not prior art under 35 U.S.C. 103.

Any circumstance in which the applicant has addressed certain comments of the examiner does not mean that the applicant concedes other comments of the examiner. Any circumstance in which the applicant has made arguments for the patentability of some claims does not mean that there are not other good reasons for patentability of those claims and other claims. Any circumstance in which the applicant has amended a claim does not mean that the applicant concedes any of the examiner's positions with respect to that claim or other claims.

Please apply any other charges or credits to deposit account 06-1050, referencing attorney docket 10559-638001.

Applicant : Kenneth C. Creta et al.
Serial No. : 10/034,641
Filed : December 27, 2001
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Attorney Docket: 10559-638001 / P12350

Respectfully submitted,

Date: 7/12/2005

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** See attached document certifying that Rex Huang has limited recognition to practice before the U.S. Patent and Trademark Office under 37 CFR § 11.9(b).*

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